**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL WRIT PETITION NO. 1438 OF 2005**
**WITH**
**CRIMINAL WRIT PETITION NO. 1440 OF 2005**
**WITH**
**CRIMINAL WRIT PETITION NO. 1441 OF 2005**

Bharatiya Govansh Rakashan
Savardhan Parishad ..Petitioners

versus

State of Maharashtra & Anr. ..Respondents

Mr. K. K. Tated for the Petitioner.

Mrs. V. R. Bhosale, APP for the Respondents - State.

Mr. S. V. Kotwal for the Respondent No. 2.

**CORAM : D. G. DESHPANDE, J.**

**DATE : 1ST AUGUST, 2006**

**P.C. :**

1. Heard Advocate for the Petitioners, learned APP for the State and Respondent No. 2. Rule. Returnable forthwith, by consent.

2. Grievance of the petitioners, who work for the welfare of the animal is that when the Revisional Court passed the order, they were not

heard. Petitioners are a Registered Trust established for the welfare of the chattels, and, the revisional court should have heard them before passing the common impugned order dated 5.4.2005.

3. In view of these facts, the impugned common order dated 5.4.2005, is set aside and quashed. Parties to appear before the said Court on 4.9.2006. The concerned court will hear all the parties and will pass appropriate orders within three weeks thereof. Till then and one week thereafter i.e. after the passing of the order, ad interim order of this Court to continue. Rule made absolute in all the petitions.

**(D.G. DESHPANDE, J. )**